

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

MISC. CIVIL APPLN.(CONTEMPT PETITION) No 1172 of 1988

For Approval and Signature:

Hon'ble MR.JUSTICE S.M.SONI and
MR.JUSTICE R.R.JAIN

- =====
1. Whether Reporters of Local Papers may be allowed to see the judgements?
 2. To be referred to the Reporter or not?
 3. Whether Their Lordships wish to see the fair copy of the judgement?
 4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
 5. Whether it is to be circulated to the Civil Judge?

LAXMANSINH KASTURCHAND YADAV

Versus

COMMISSIONER

Appearance:

MR MK PATEL for Petitioner

MRS KETTY A MEHTA for Respondent No. 1

CORAM : S.M.SONI and R.R.Jain,JJ.

Date of decision: 08/08/96

ORAL JUDGEMENT: (Per Soni,J.)

Learned Advocate for the petitioner is absent.

This application is filed for taking action under the Contempt of Courts Act for non compliance of the award passed by the Industrial Tribunal in Reference(IT)

no.289/79 dated 24th March,1988. In view of our judgment in the case of GOTORBHAI SAVJIBHAI reported in 1996(2) GCD 672(Guj.) the Industrial Tribunal is not a Court subordinate to the High Court as contemplated in Section 10 of the Contempt of Courts Act for taking action under that Act.Hence, this petition is not maintainable and is liable to be dismissed. It is hereby dismissed. Rule is discharged.

(S.M.Soni,J.)

(R.R.Jain,J.)

sf-sms